

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

VIAMEDIA, INC.,

Plaintiff,

v.

COMCAST CORPORATION and
COMCAST CABLE COMMUNICATIONS
MANAGEMENT, LLC,

Defendants.

No. 16 C 5486

Honorable Charles R. Norgle, Sr.

PLAINTIFF'S MOTION FOR LEAVE TO FILE A DOCUMENT UNDER SEAL

Plaintiff Viamedia, Inc. (“Viamedia”), by and through its undersigned counsel, respectfully moves the Court, pursuant to Federal Rule of Civil Procedure 26(c) and Local Civil Rule 26.2, for leave to file a document under seal. In support, Viamedia states as follows:

1. Viamedia submits this Motion for Leave to File Under Seal one document (the “Document”) filed in connection with Viamedia’s Reply in Further Support of its Motion for Leave to Seek Reconsideration of the Court’s Minute Order Dated December 11, 2020, dated December 18, 2020 (the “Reply”).

2. The Document, which is attached as an exhibit to this motion, has been designated “Confidential” by Viamedia under the Agreed Confidentiality Order entered by this Court on December 2, 2016 (ECF No. 44).

3. Pursuant to Local Civil Rule 26.2, Viamedia has provisionally filed the Document under seal, and Viamedia has also simultaneously filed the Reply, with a placeholder for the Document.

4. Documents or portions thereof that contain trade secrets or other “legitimately

confidential information” that, if disclosed, could cause undue private or public harm may be kept under seal. *See e.g., County Materials Corp. v. Allan Block Corp.*, 502 F.3d 730, 740 (7th Cir. 2007); *Citizens First Nat'l Bank v. Cincinnati Ins. Co.*, 178 F.3d 943, 944-46 (7th Cir. 1999). The Court, upon a proper showing that a document contains confidential commercial information may issue a protective order to maintain the confidentiality of that information. *E.g., Citizens First*, 178 F.3d at 945-46. Here, the parties have been operating under the aforementioned Agreed Confidentiality Order entered by this Court on December 2, 2016. Sealing the document referenced below is consistent with that Agreed Confidentiality Order.

WHEREFORE, Viamedia respectfully requests that the Court enter an Order pursuant to Federal Rule of Civil Procedure 26(c) and Local Civil Rule 26.2, granting Viamedia leave to file the Document under seal.

Dated: December 18, 2020

Respectfully submitted,

/s/ Richard J. Prendergast
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Counsel for Plaintiff Viamedia, Inc.

CERTIFICATE OF SERVICE

I, Richard J. Prendergast, an attorney of record in the above-captioned case, hereby certify that on December 18, 2020, I caused to be served a true and correct copy of Plaintiff's Motion for Leave to File A Document Under Seal upon the following counsel via electronic means:

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/s/ Richard J. Prendergast